

State of South Dakota

EIGHTY-EIGHTH SESSION
LEGISLATIVE ASSEMBLY, 2013

645U0008

HOUSE BILL NO. 1127

Introduced by: Representative Hoffman and Senator Novstrup (Al)

1 FOR AN ACT ENTITLED, An Act to provide for certain use of income and principal from a
2 perpetual care and maintenance guarantee fund for cemeteries.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 55-12-8 be amended to read as follows:

5 55-12-8. Only the income from the perpetual care and maintenance guarantee fund shall be
6 used for the care and maintenance of the cemetery for which it was established. If the fund has
7 accumulated a principal amount which has earned sufficient income for each of the three prior
8 calendar years to pay the annual care and maintenance costs, that portion of the principal amount
9 not needed for earning income may be used for the construction, installation, and maintenance
10 of improvements to the cemetery as determined appropriate by the trustees pursuant to § 47-29-
11 22.

